IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
Civil Writ Petition No. 1192 (S/B) of 2002

Sri Balbir Singh …Petitioner

Versus

F.C.I. & others …Respondents

Sri J.C. Joshi learned senior counsel appears on behalf of petition
Sri M.C. Pandey learned counsel for the respondent

Coram: Hon'ble Rajesh Tandon, J.
Hon'ble B.C. Kandpal, J.

Oral Judgment (per Hon'ble Rajesh Tandon, J.)

By the present writ petition the petitioner has prayed for a writ order or direction in the nature of mandamus directing the respondents to pay the salary for which he is entitled on expiry of the period & penalty w.e.f. 31.10.1998 to 31.10.2001.

Counsel for the petitioner has submitted according to the writ petition, penalty has already been set aside by the Zonal Manager but the increments have not been given to him.

In view of the subsequent event the petitioner is directed to approach under Article 226 of the Constitution of India, by filing a fresh writ petition. Liberty is given to the petitioner to file a fresh writ petition for any subsequent cause of action.

In view of the above decision the writ petition is disposed of accordingly at this stage.

(B.C. Kandpal, J) (Rajesh Tandon, J.)

01.11.2004
ASWAL